

George, C.J.
Werdegar, J.
Chin, J.
Brown, J.

George, C.J.
Mosk, J.
Kennard, J.
Baxter, J.
Werdegarr, J.
Chin, J.
Brown, J.

S093602 The People, Plaintiff and Respondent,
4th Dist. v.
G025064 William Hamilton McCord, Defendant and Appellant.
Div. 3 Petition for review GRANTED.

Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Willis*, S079245 (see Cal. Rules of Court, rule 29.2(c)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.3, is deferred pending further order of the court.

George, C.J.
Mosk, J.
Kennard, J.
Baxter, J.
Werdegar, J.
Chin, J.
Brown, J.

S093823 Kirk Loevner, Plaintiff and Respondent,
6th Dist. v.
H020842 Internet Shopping Network, LLC, Defendant and Appellant.
Petition for review GRANTED.

Further action in this matter is deferred pending consideration and disposition of a related issue in *First America Automotive v. Sweeney*, S087894 (see Cal. Rules of Court, rule 29.2(c)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.3, is deferred pending further order of the court.

George, C.J.
Mosk, J.
Kennard, J.
Baxter, J.
Werdegar, J.
Chin, J.
Brown, J.

S094002 Salwan Nafsu, Plaintiff and Appellant,
4th Dist. v.
D035536 Steven Michael Hurd, Defendant and Respondent.
Div. 1 Petition for review GRANTED.

George, C.J.
Kennard, J.
Werdegar, J.
Brown, J.

S093694 In re James Edward Hardy
 on
 Habeas Corpus

The petition for writ of habeas corpus, filed December 13, 2000, has been read and considered. The Director of Corrections is ordered to show cause before this court at its courtroom, when the proceeding is ordered on calendar, why petitioner is not entitled to reversal of his guilt judgment because he is innocent of the capital crimes of which he was convicted, because a third party named Calvin Boyd committed the murders, and because petitioner's trial counsel rendered constitutionally ineffective assistance of counsel by failing to present evidence demonstrating petitioner's innocence.

The written return is to be served and filed on or before March 16, 2001.

George, C.J.
Mosk, J.
Kennard, J.
Baxter, J.
Werdegar, J.
Chin, J.
Brown, J.

1st Dist. The People, Plaintiff and Respondent,
A086125 v.
A090342 Alan Ross Cluff, Defendant and Appellant.
Div. 2 -----
S094532 In re Alan Ross Cluff on Habeas Corpus
 Review GRANTED on the court's own motion.
 The cause is transferred to the Court of Appeal, First Appellate
District, Division Three, with directions to vacate its decision and to
reconsider the cause as it sees fit.

George, C.J.
Mosk, J.
Kennard, J.
Baxter, J.
Werdegarr, J.
Chin, J.
Brown, J.

2nd Dist. The People, Plaintiff and Respondent,
B124694 v.
Div. 7 Robert Rykschroeff, Defendant and Appellant.
S093091 Respondent's petition for review GRANTED.
 The cause is transferred to the Court of Appeal, Second
Appellate District, Division Seven, with directions to vacate its
decision and to reconsider the cause in light of *People v. Smith*
(2001) 24 Cal.4th 849.
 Appellant's petition for review DENIED.

George, C.J.
Kennard, J.
Baxter, J.
Werdegarr, J.
Chin, J.
Brown, J.

2nd Dist. Marcel Poma, Petitioner,
B146253 v.
Div. 7 Workers' Compensation Appeals Board, Respondent
S093931 Stater Brothers Markets, Respondent.
 Petition for review GRANTED.

The matter is transferred to the Court of Appeal, Second Appellate District, Division Seven, with directions to vacate its order denying writ of review and to reconsider in light of the Workers' Compensation Appeals Board's letter to the Court of Appeal dated December 14, 2001, requesting remand.

George, C.J.
Mosk, J.
Kennard, J.
Baxter, J.
Werdegar, J.
Chin, J.
Brown, J.

3rd Dist. The People, Plaintiff and Respondent,
C033642 v.
S094392 Jesse Rios, Defendant and Appellant.

Petition for review GRANTED. The matter is transferred to the Court of Appeal, Third Appellate District, with directions to vacate its opinion and reconsider its decision in light of *Kleve v. Hill* (2001) __ U.S. __ (No. 99-1688) and *Fiore v. White* (2001) 513 U.S. __, 121 S.Ct. 712.

George, C.J.
Kennard, J.
Werdegar, J.
Brown, J.

S070909 In re Elizabeth Elliot on Discipline
 “Petition to set aside default order” DENIED.

S094748 Jimmy Lee Vernon, Petitioner
 v.
 Court of Appeal/2nd Appellate District, Respondent
 People, Real Party in Interest
 Petition for writ of mandate DENIED.

1st Dist. People, Respondent
A082346 v.
Div. 3 Ruben M. Villasenor, Appellant
S094226 Petition for review DENIED.

1st Dist. George Heiner, Respondent
A082437 v.
Div. 4 Kmart Corporation, Appellant
S093386 Petition for review DENIED.

1st Dist. People, Respondent
A083986 v.
Div. 2 Thomas Wheeler, Appellant
S093466 Petition for review DENIED.
 Mosk, J., is of the opinion the petition should be granted.

1st Dist. People, Respondent
A084090 v.
Div. 4 David W. Danielson, et al., Appellants
S093301 Petitions for review DENIED.

1st Dist. People, Respondent
A084198 v.
Div. 4 James O. Belcher, Appellant
S094312 Petition for review DENIED.

1st Dist. Richard K. Barber, et al., Appellants
A084365 v.
Div. 4 East Bay Municipal Utility District, et al., Respondents
S093806 Petition for review DENIED.

1st Dist. People, Respondent
A085835 v.
Div. 2 Roberto Escalante Garay, Appellant
S094265 Petition for review DENIED.

1st Dist. People, Respondent
A086300 v.
A092126 Eddie Deweaver, Appellant
Div. 3 -----
S094379 In re Eddie Deweaver on Habeas Corpus
Petition for review DENIED.

1st Dist. People, Respondent
A086867 v.
Div. 3 Renee Kay Morris, Appellant
S094212 Petition for review DENIED.

1st Dist. Fairhaven Power Company et al., Appellants
A087107 v.
Div. 2 Pacific Gas & Electric Company, Respondent
S094221 Petition for review DENIED.
Chin, J., did not participate.

1st Dist. Sharon Davena, Appellant
A087302 v.
Div. 4 Bank of America, Respondent
S094411 Petition for review DENIED.
Chin, J., did not participate.

1st Dist. People, Respondent
A087675 v.
Div. 5 Jeffrey Williams, Appellant
S094354 Petition for review DENIED.

1st Dist. People, Respondent
A087932 v.
Div. 2 Bismark Ortega, Appellant
S093412 Petition for review DENIED.
Werdegarr, J., is of the opinion the petition should be granted.

1st Dist. People, Respondent
A088111 v.
Div. 3 Carvey Lynn Weathersby, Appellant
S094197 Petition for review DENIED.
Mosk, J., is of the opinion the petition should be granted.

1st Dist. People, Respondent
A088689 v.
Div. 4 Cornelius Saulsberry, Appellant
S094198 Petition for review DENIED.

1st Dist. People, Respondent
A088691 v.
Div. 2 David A. Perez, Appellant
S093954 Petition for review DENIED.

1st Dist. People, Respondent
A088761 v.
Div. 2 Alfred Lawrence Jacksonn, Appellant
S093207 Petition for review DENIED.

1st Dist. People, Respondent
A089169 v.
Div. 3 Stephon Degrate, Appellant
S094287 Petition for review DENIED.

1st Dist. People, Respondent
A089303 v.
Div. 2 Patrick Sherwood, Appellant
S094187 Petition for review DENIED.

1st Dist. In re Randy L., a Person Coming Under the Juvenile Court Law
A089317 -----
Div. 3 Alameda County Social Services Agency, Respondent
S094216 v.
Randy L., Appellant
Petition for review DENIED.

1st Dist. Diversified Equity Holdings, Appellant
A089339 v.
Div. 2 Dean Witter Reynolds, Respondent
S093762 Petition for review DENIED.
Chin, J., did not participate.

1st Dist. People, Respondent
A089592 v.
Div. 3 Jodell Crain, Appellant
S094393 Petition for review DENIED.

1st Dist. People, Respondent
A089615 v.
Div. 1 Joey Alcutt, Appellant
S093707 Petition for review DENIED.

1st Dist. People, Respondent
A090052 v.
Div. 5 Zachary Terry Harris, Sr., Appellant
S094180 Petition for review DENIED.

1st Dist. Estate of Vera Perrott Vietor, Deceased
A090245 -----
Div. 2 R. William Perrott, Appellant
S094138 v.
Wells Fargo Bank, Respondent
Petition for review DENIED.

1st Dist. Patricia A. McColm, Petitioner
A091219 v.
Div. 2 Marin County Superior Court, Respondent
S093661 Fireman's Fund Insurance Company, et al.,
` Real Parties in Interest
Petition for review DENIED.

1st Dist. Francis Thomas Fahy, Appellant
A091321 v.
Div. 2 California State Automobile Association, Inter-insurance Bureau,
S094026 Respondent
Petition for review DENIED.

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| 1st Dist. A092231 Div. 1 S094028 | Domiciana T. Dioquino, Appellant v. Carla Rogers, Respondent Petition for review DENIED. |
| 1st Dist. A092677 Div. 3 S094242 | Tutor-Saliba Corporation, Petitioner v. Workers' Compensation Appeals Board and Alfredo Garcia, Respondents Petition for review DENIED. |
| 1st Dist. A093059 Div. 4 S093584 | Sally J. Sutherland Goldman, Petitioner v. Alameda County Superior Court, Respondent Regents of the University of California, Real Party in Interest Petition for review DENIED. |
| 1st Dist. A093119 Div. 2 S093714 | Fredric Ferguson on Habeas Corpus Petition for review DENIED. |
| 1st Dist. A093350 Div. 5 S094169 | In re Gary D. Mosbarger on Habeas Corpus Petition for review DENIED. |
| 1st Dist. A093403 Div. 1 S094191 | Priscilla Edwards-King, Petitioner v. Marin County Superior Court, Respondent Ron Bellavia, et al., Real Parties in Interest Petition for review DENIED. |
| 1st Dist. A093882 Div. 5 S095108 | The Southland Corporation, Petitioner v. ABC Appeals Board et al., Respondents Request to augment, application for stay and petition for review DENIED. |

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| 2nd Dist. B123542 B131931 Div. 3 S093480 | People, Respondent v. Alfred Elliott Smith, Appellant ----- In re Alfred Elliott Smith on Habeas Corpus Petition for review DENIED. |
| 2nd Dist. B123743 Div. 3 S094058 | Neil F. Keehn, Appellant v. T.R.W. Incorporated, Respondent Petition for review DENIED. |
| 2nd Dist. B125408 Div. 4 S094279 | James S. Louie, et al., Respondents v. Diana Gdowski, Appellant Petition for review DENIED. |
| 2nd Dist. B127287 Div. 1 S093763 | People, Respondent v. Robert Torres Amado, Appellant Petition for review DENIED. Mosk, J., is of the opinion the petition should be granted. |
| 2nd Dist. B127438 Div. 3 S093537 | Luis Bernal, Appellant v. Herrera Marble Design Inc. et al., Respondents Petition for review DENIED. |
| 2nd Dist. B128162 Div. 6 S093370 | People, Respondent v. Donald James Bohana, Appellant Petition for review DENIED. |
| 2nd Dist. B128353 Div. 2 S094409 | In re the Marriage of Barry and Laury Silbermann ----- Barry Silbermann, Respondent v. Laury Silbermann, Appellant Petition for review DENIED. The request for an order directing publication of the opinion is DENIED. |

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| 2nd Dist. B128511 Div. 3 S093515 | People, Respondent v. Hector Rosas, Appellant Petition for review DENIED. |
| 2nd Dist. B128048 Div. 7 S094210 | Barry Stuppler, Respondent v. Goldline International, Inc., Appellant Petition for review DENIED. |
| 2nd Dist. B128620 Div. 4 S094254 | John Plut, et al., Appellants v. Fireman's Fund Insurance Company, Respondent Petition for review DENIED. |
| 2nd Dist. B130714 Div. 3 S094013 | People, Respondent v. Kenneth Stewart et al., Appellants Petitions for review DENIED. |
| 2nd Dist. B130820 Div. 6 S094163 | People, Respondent v. Fatima Esfandiary, Appellant Petition for review DENIED. |
| 2nd Dist. B130941 Div. 4 S093506 | Cecilio Trent, Respondent v. The Prudential Insurance Company of America, et al., Appellants Petition for review DENIED. |
| 2nd Dist. B131499 Div. 6 S093172 | People, Respondent v. Tony C. Morataya, Appellant Petition for review DENIED. |
| 2nd Dist. B131883 Div. 3 S093195 | People, Respondent v. Patrick Anthony Mannery, Appellant Petition for review DENIED. |

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| 2nd Dist. B131959 Div. 2 S094150 | People, Respondent v. Damon Keith Gaddy, Appellant Petition for review DENIED. |
| 2nd Dist. B132891 Div. 4 S093272 | People, Appellant v. Marvin I. Zarceno, Appellant Petition for review DENIED. |
| 2nd Dist. B133257 Div. 5 S093786 | Western Mutual Insurance Company, et al., Respondents v. Mercury Insurance Company, Appellant Petition for review DENIED. |
| 2nd Dist. B133273 Div. 6 S093403 | People, Respondent v. Jose Manuel Gonzalez, Appellant Petition for review DENIED. |
| 2nd Dist. B134048 Div. 3 S094329 | People, Respondent v. Richard Zamora, Appellant Petition for review DENIED. |
| 2nd Dist. B134084 Div. 6 S094074 | People, Respondent v. Ben Borhane Abdallah, Appellant Petition for review DENIED. |
| 2nd Dist. B134178 Div. 1 S094282 | John F. Boyer, Appellant v. Albert A. Murphy, Respondent Petition for review DENIED. |
| 2nd Dist. B134601 Div. 4 S094148 | People, Respondent v. Joel Mariscal, Appellant Petition for review DENIED. |

2nd Dist. People, Respondent
B134660 v.
Div. 2 Johnny D. Moore, Appellant
S094285 Petition for review DENIED.

2nd Dist. People, Respondent
B134829 v.
Div. 6 Mark A. Torres, Appellant
S094159 Petition for review DENIED.

2nd Dist. CD Investment Company, Appellant
B134895 v.
Div. 1 California Insurance Guarantee Association, Respondent
S094231 Request for judicial notice granted.
Petition for review DENIED.

2nd Dist. People, Respondent
B135289 v.
Div. 7 Nathan Hall, Appellant
S094120 Petition for review DENIED.

2nd Dist. A/R Capital, Appellant
B135474 v.
Div. 2 J.R. Olsen Bonds & Insurance Brokers, Appellant
S093883 Insurance West Corporation, Respondent
Petition for review DENIED.
The request for an order directing publication of the opinion is
DENIED.

2nd Dist. People, Respondent
B135627 v.
Div. 3 Johnny Lee Hartfield, Appellant
S094141 Petition for review DENIED.

2nd Dist. People, Respondent
B135731 v.
Div. 7 Christopher L. Jackson, Appellant
S094260 Petition for review DENIED.

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| 2nd Dist. B136303 Div. 4 S094384 | People, Respondent v. Adam Henry Nix, Appellant Petition for review DENIED. |
| 2nd Dist. B136430 Div. 2 S094243 | Sharon Hanian, Appellant v. Reliance National Indemnity Company, Respondent Petition for review DENIED. |
| 2nd Dist. B136448 Div. 4 S094362 | People, Respondent v. Harold L. Breazeale, Appellant Petition for review DENIED. |
| 2nd Dist. B136477 Div. 1 S093535 | Wilshire-Doheny Associates, Ltd., et al., Appellants v. Stanley Shapiro, et al., Respondents Petition for review DENIED. |
| 2nd Dist. B136724 Div. 5 S094394 | People, Respondent v. Ricardo Baltrell, Appellant Petition for review DENIED. |
| 2nd Dist. B136789 Div. 1 S094278 | Marcia Meyerstein, et al., Appellants v. Basil McManus, Respondent Petition for review DENIED. |
| 2nd Dist. B136801 Div. 6 S094337 | People, Respondent v. Clifton R. McGee, Appellant Petition for review DENIED. |
| 2nd Dist. B136950 Div. 2 S093749 | Barbara R. Winer, Appellant v. Maurice Joseph Morrissey, Respondent Petition for review DENIED. |

2nd Dist. People, Respondent
B137316 v.
Div. 7 Hogan Ismael Simuel, Appellant
S094161 Petition for review DENIED.

2nd Dist. People, Respondent
B137509 v.
Div. 1 Darryl Eugene Belfrey, Appellant
S094215 Petition for review DENIED.

2nd Dist. Howard Jarvis Taxpayers Association, Appellant
B137639 v.
Div. 4 City of Los Angeles, Respondent
S093508 Petition for review DENIED.
Baxter, J., and Brown, J., are of the opinion the petition should be granted.
The request for an order directing depublication of the opinion is DENIED.

2nd Dist. People, Respondent
B137749 v.
Div. 7 Leno Ibarra, Appellant
S093899 Petition for review DENIED.
Mosk, J., is of the opinion the petition should be granted.

2nd Dist. People, Respondent
B137907 v.
Div. 3 Aldo Leyva, Appellant
S094213 Petition for review DENIED.

2nd Dist. People, Respondent
B137977 v.
Div. 6 David Jerome Bembry, Appellant
S094196 Petition for review DENIED.

2nd Dist. People, Respondent
B138117 v.
Div. 6 Robert Walter Wilkinson, Appellant
S094139 Petition for review DENIED.
Mosk, J., is of the opinion the petition should be granted.

2nd Dist. People, Respondent
B138201 v.
Div. 7 Joshua John Contreras, Appellant
S094404 Petition for review DENIED.

2nd Dist. Marcella Boswell, Appellant
B138277 v.
Div. 4 Macy's West Incorporated, Respondent
S093975 Petition for review DENIED.

2nd Dist. People, Respondent
B138549 v.
Div. 5 Michael Hodges McCarthy, Appellant
S094109 Petition for review DENIED.

2nd Dist. People, Respondent
B138682 v.
Div. 6 Jorge Flores, Appellant
S094391 Petition for review DENIED.

2nd Dist. People, Respondent
B138693 v.
Div. 2 Anthony Williams, Appellant
S094266 Petition for review DENIED.

2nd Dist. People, Respondent
B138698 v.
Div. 2 John W. Steffen, Appellant
S094403 Petition for review DENIED.

2nd Dist. In re Arya and Ghana W.,
B138731 Persons Coming Under the Juvenile Court Law
Div. 4 -----
S094096 Warren W., Appellant
v.
Los Angeles County Dept. of Children & Family Services,
Respondent
Petition for review DENIED.

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| 2nd Dist. B138871 Div. 2 S094119 | People, Respondent v. Antonio Tamez Sanchez, Appellant Petition for review DENIED. |
| 2nd Dist. B139541 Div. 4 S094262 | People, Respondent v. Harold Tidwell, Appellant Petition for review DENIED. |
| 2nd Dist. B139695 Div. 4 S094365 | People, Respondent v. Roberto E. Colindres, Appellant Petition for review DENIED. |
| 2nd Dist. B140140 Div. 5 S094339 | People, Respondent v. Donald G. Turnbaugh, an Insane Person, etc., Appellant Petition for review DENIED. |
| 2nd Dist. B141580 Div. 5 S094079 | In re Jacoby B. et al., Persons Coming Under the Juvenile Court Law ----- Dept. of Children & Family Services Los Angeles, Respondent v. Keysha P., Appellant Petition for review DENIED. The request for an order directing publication of the opinion is DENIED. |
| 2nd Dist. B142606 Div. 6 S093372 | In re Tony C. Morataya on Habeas Corpus Petition for review DENIED. |
| 2nd Dist. B144817 Div. 5 S093292 | Donald Dupre, Appellant v. City of Los Angeles, Respondent Petition for review DENIED. |

- 2nd Dist. Ursula Businger, Petitioner
B145456 v.
Div. 6 Workers' Compensation Appeals Board and
S094136 Stanford University, Respondents
Petition for review DENIED.
- 2nd Dist. Jeanne R. Waters, Petitioner
B145459 v.
Div. 1 Workers' Compensation Appeals Board, Respondent
S094140 Pacifica Management Consultants, Respondent
Petition for review DENIED.
- 2nd Dist. Lorraine Althea Wells, Petitioner
B145858 v.
Div. 3 Los Angeles County Superior Court, Respondent
S093560 Jack Scace, Real Party in Interest
Petition for review DENIED.
- 2nd Dist. Darrell Lay Miller, Petitioner
B145670 v.
Div. 4 Los Angeles County Superior Court, Respondent
S094130 People, Real Party in Interest
Application for stay and petition for review DENIED.
- 2nd Dist. Darrell Lay Miller, Petitioner
B145671 v.
Div. 4 Los Angeles County Superior Court, Respondent
S094129 People, Real Party in Interest
Application for stay and petition for review DENIED.
- 2nd Dist. Bruce Charles, Petitioner
B145783 v.
Div. 3 Los Angeles County Superior Court, Respondent
S094194 People, Real Party in Interest
Petition for review DENIED.
- 2nd Dist. Knopfler & Robertson PLC, Petitioner
B145892 v.
Div. 7 Los Angeles County Superior Court, Respondent
S093794 Bligh Pacific, Real Party in Interest
Petition for review DENIED.

2nd Dist. In re Bruce Charles
B145925 on
3rd Dist. Habeas Corpus
S094177 Petition for review DENIED.

2nd Dist. Terrell Curry, Petitioner
B146076 v.
Div. 2 Los Angeles County Superior Court, Respondent
S094382 People, Real Party in Interest
Petition for review DENIED.

2nd Dist. Tujunga Village Owners Association Inc., Petitioner
B146339 v.
Div. 5 Los Angeles County Superior Court, Respondent
S093876 Connie Miller, Real Party in Interest
Petition for review DENIED.

2nd Dist. Pablo O. Rodriguez, Petitioner
B146618 v.
Div. 5 Appellate Division of Los Angeles County Superior Court,
S094366 Respondent
People, Real Party in Interest
Petition for review DENIED.

2nd Dist. Global Interactive Marketing Ltd., etc., et al., Petitioners
B147509 v.
Div. 7 Los Angeles County Superior Court, Respondent
S095122 Joseph P. Clark et al., Real Parties in Interest
Application for stay and petition for review DENIED.

3rd Dist. Leonard Bard, et al., Appellants
C029599 v.
S093853 John Sweeney, et al., Appellants
Petition for review DENIED.

3rd Dist. People, Respondent
C030472 v.
S094219 Damien George, Appellant
Petition for review DENIED.

3rd Dist. People, Respondent
C031599 v.
S093410 Bruce Charles Davis, Appellant
Petition for review DENIED.

3rd Dist. People, Respondent
C031646 v.
S093468 Jeffrey Howard Gautier, Appellant
Petition for review DENIED.
Mosk, J., is of the opinion the petition should be granted.

3rd Dist. People, Respondent
C032178 v.
S093932 John Ernest Frasher, Appellant
Petition for review DENIED.

3rd Dist. People, Respondent
C033000 v.
S093586 Tout Saechao, Appellant
Petition for review DENIED.

3rd Dist. People, Respondent
C033055 v.
S094310 Fernando Real, Jr., Appellant
Petition for review DENIED.

3rd Dist. Bhupinder Grewal, et al., Appellants
C033359 v.
S094303 City of Livermore, et al., Respondents
Petition for review DENIED.

3rd Dist. People, Respondent
C033514 v.
S094305 Pierre Evans Simmons, Appellant
Petition for review DENIED.

3rd Dist. People, Respondent
C033705 v.
S094072 Nathaniel Maurice Poplar, Appellant
Petition for review DENIED.

3rd Dist. City of Stockton, Petitioner
C033837 v.
S094240 Workers' Compensation Appeals Board and
Michael Morrell, Respondents
Petition for review DENIED.

3rd Dist. People, Respondent
C034010 v.
S094145 Katherine Ann Halterman, Appellant
Petition for review DENIED.

3rd Dist. People, Respondent
C034012 v.
S094333 Juanita Lynn Vallejo, Appellant
Petition for review DENIED.

3rd Dist. People, Respondent
C034026 v.
S094251 Eugene Strickland, Appellant
Petition for review DENIED.
Mosk, J., is of the opinion the petition should be granted.

3rd Dist. In re Michael S., a Person Coming Under the Juvenile Court Law
C034176 -----
S094199 People, Respondent
v.
Michael S., Appellant
Petition for review DENIED.

3rd Dist. People, Respondent
C034323 v.
S094343 Charles John Trautwein, Appellant
Petition for review DENIED.

3rd Dist. People, Respondent
C034808 v.
S094397 Douglas Victor Brown, Appellant
Petition for review DENIED.

3rd Dist. In re Ashley D., et al.,
C034854 Persons Coming Under the Juvenile Court Law
S094065 -----
Sacramento County Dept. of Health & Human Services, Respondent
v.
Aurora M., Appellant
Petition for review DENIED.

3rd Dist. People, Respondent
C034961 v.
S094357 Michael Develle Carradine, Appellant
Petition for review DENIED.

3rd Dist. People, Respondent
C035254 v.
S094259 Troy Lamonte Stubbs, Appellant
Petition for review DENIED.

3rd Dist. People, Respondent
C035679 v.
S094301 Jeffrey Alan Young, Appellant
Petition for review DENIED.

4th Dist. Shih-Hua Alan Lee, Appellant
D032371 v.
Div. 1 Saraswati Sukumar, Respondent
S094184 Petition for review DENIED.

4th Dist. People, Respondent
D033495 v.
Div. 1 Suzanne Kathryn Johnson, Appellant
S094103 Petition for review DENIED.

4th Dist. Steven Paul Burdick, Appellant
D033632 v.
Div. 1 Irena Fraden, Respondent
S094293 Petition for review DENIED.
Kennard, J., is of the opinion the petition should be granted.
Werdegar, J., is of the opinion the petition should be granted.

4th Dist. Charles Alesi, Appellant
D033709 v.
Div. 1 Board of Retirement of the San Diego City Employees'
S093554 Retirement System, Respondent
Petition for review DENIED.

4th Dist. People, Respondent
D033973 v.
Div. 1 Cordell Marcus Thomas, Appellant
S094340 Petition for review DENIED.

4th Dist. People, Respondent
D034033 v.
Div. 1 Nicholas R. Pratl, Appellant
S094399 Petition for review DENIED.

4th Dist. People, Respondent
D034129 v.
Div. 1 Somdeth Pisa, Appellant
S093636 Petition for review DENIED.

4th Dist. People, Respondent
D034193 v.
Div. 1 Richard A. Nevares, Appellant
S094349 Petition for review DENIED.

4th Dist. Apartment Opportunity Fund II, L.P., Respondent
D034893 v.
Div. 1 New Dawn Equities, Inc., Appellant
S094247 Petition for review DENIED.

4th Dist. People, Respondent
D035364 v.
Div. 1 Dale Kevin Vanvorous, Appellant
S094453 Petition for review DENIED.
Mosk, J., is of the opinion the petition should be granted.

4th Dist. Laurence Adams, Appellant
D036634 v.
Div. 1 David Bejarano, et al., Respondents
S094257 Petition for review DENIED.

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| 4th Dist. E023155 Div. 2 S094111 | Valerie Alderete, Respondent v. James C. Krider, Appellant Petition for review DENIED. |
| 4th Dist. E024920 E024927 Div. 2 S093327 | People, Respondent v. Manuel Guerrero, Jr., Appellant And Consolidated Cases Petitions for review DENIED. |
| 4th Dist. E025617 Div. 2 S094286 | People, Respondent v. Oscar Hermosillo, Appellant Petition for review DENIED. |
| 4th Dist. E025246 Div. 2 S094108 | People, Respondent v. Gary Ruiz, Appellant Petition for review DENIED. |
| 4th Dist. E025673 Div. 2 S094402 | People, Respondent v. James Gregory Merchant, Appellant Petition for review DENIED. |
| 4th Dist. E025725 Div. 2 S093502 | People, Respondent v. William Dejuan Johnson, Appellant Petition for review DENIED. |
| 4th Dist. E025873 Div. 2 S093401 | People, Respondent v. Randy Eugene Evans, Appellant Petition for review DENIED. |
| 4th Dist. E026030 E026976 Div. 2 S093478 | People, Respondent v. Michael Jerome McNeil, Appellant Petition for review DENIED. Request for judicial notice is denied. |

4th Dist. People, Respondent
E026182 v.
Div. 2 William Trever Austin, Appellant
S094388 Petition for review DENIED.

4th Dist. People, Respondent
E026191 v.
Div. 2 Jerome Paul Wilson, Appellant
S093979 Petition for review DENIED.
Mosk, J., is of the opinion the petition should be granted.

4th Dist. Julius Bogar, et al., Appellants
E026240 v.
Div. 2 Hungarian Reformed Church in America, Respondent
S093916 Petition for review DENIED.

4th Dist. People, Respondent
E026269 v.
Div. 2 Peter Juarez Valenzuela, Appellant
S094389 Petition for review DENIED.

4th Dist. People, Respondent
E026595 v.
Div. 2 Michael Angel Perez, Appellant
S094144 Petition for review DENIED.
Mosk, J., is of the opinion the petition should be granted.

4th Dist. Esther Catherine Lyon, Appellant
E026906 v.
Div. 2 John Gonzalez, Respondent
S093865 Petition for review DENIED.
The request for an order directing publication of the opinion is
DENIED.
Kennard, J., is of the opinion the petition should be granted.

4th Dist. People, Respondent
E027189 v.
Div. 2 Lamount H. Ceaser, Appellant
S094296 Petition for review DENIED.

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| 4th Dist. E028260 Div. 2 S093234 | In re Michael G. on Habeas Corpus Petition for review DENIED. |
| 4th Dist. G020049 Div. 3 S093608 | William Sommerville et al., Respondents v. Hochman, Salkin & Deroy, et al., Appellants Petition for review DENIED. |
| 4th Dist. G021825 Div. 3 S093767 | Charles E. Prichard, Respondent v. Liberty Mutual Insurance Company, Appellant Petition for review DENIED. The requests for an order directing depublication of the opinion are DENIED. |
| 4th Dist. G022378 Div. 3 S093529 | People, Respondent v. Matthew Raabe, Appellant Petition for review DENIED. |
| 4th Dist. G024290 Div. 3 S093509 | People, Respondent v. Dennis Roger Parmenter, Appellant Petition for review DENIED. |
| 4th Dist. G024330 Div. 3 S093396 | People, Respondent v. Ranon Nishelle Pickens, Appellant Petition for review DENIED. |
| 4th Dist. G024640 Div. 3 S093690 | People, Respondent v. Ramiro Loreto Lopez, Appellant Petition for review DENIED. |
| 4th Dist. G025025 Div. 3 S094263 | People, Respondent v. Fernando Moreno, Appellant Petition for review DENIED. Mosk, J., is of the opinion the petition should be granted. |

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| 4th Dist. G025175 Div. 3 S093367 | People, Respondent v. Stephanie Castro et al., Appellants Petitions for review DENIED. |
| 4th Dist. G025609 Div. 3 S093236 | People, Respondent v. Ricky Ricardo Sobarzo, Appellant Petition for review DENIED. |
| 4th Dist. G025741 Div. 3 S093352 | People, Respondent v. Joseph Valenzuela, Appellant Petition for review DENIED. Werdegar, J., is of the opinion the petition should be granted. |
| 4th Dist. G025892 Div. 3 S094186 | People, Respondent v. David G. Gutierrez, Appellant Petition for review DENIED. |
| 4th Dist. G026548 Div. 3 S094309 | In re Christian G. et al., Persons Coming Under the Juvenile Court Law ----- Orange County Social Services Agency, Respondent v. Aurelio G., et al., Appellants Aurelio G., Objector and Appellant Petition for review DENIED. |
| 4th Dist. G026599 Div. 3 S094284 | Elizabeth Vega, et al., Appellants v. Toyo Tire & Rubber Company, et al., Respondents Petition for review DENIED. |
| 4th Dist. G026843 Div. 3 S094325 | Kawasaki Motors Corp., U.S.A., Petitioner v. Orange County Superior Court, Respondent A. Saba Saba, et al., Real Parties in Interest Petition for review DENIED. |

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| 4th Dist. G026788 Div. 3 S094381 | People, Respondent v. Arthur Richard Maxfield, Appellant Petition for review DENIED. |
| 4th Dist. G028352 Div. 3 S094270 | In re Kurt Karcher on Habeas Corpus Petition for review DENIED. |
| 5th Dist. F030549 F033493 S093474 | People, Respondent v. Robert Simpson, Appellant ----- In re Robert Arnold Simpson on Habeas Corpus Petition for review DENIED. |
| 5th Dist. F031084 S094274 | People, Respondent v. Phanthamith Manila et al., Appellants Petitions for review DENIED. |
| 5th Dist. F031210 S094157 | People, Respondent v. Thomas Lee Spiller, Appellant Petition for review DENIED. |
| 5th Dist. F032805 S093210 | Frances Harustak, Appellant v. Judy Wilkins, as Trustee, etc., Respondent Petition for review DENIED. |
| 5th Dist. F033343 S093543 | People, Respondent v. John Arthur Dodd, Appellant Petition for review DENIED. Kennard, J., did not participate. |

5th Dist. Eric T. Berry, Appellant
F033579 v.
S093769 Golden Eagle Insurance Corporation et al., Respondents
Petition for review DENIED.
The request for an order directing publication of the opinion is
DENIED.

5th Dist. People, Respondent
F033694 v.
S094142 George Velasquez, Appellant
Petition for review DENIED.

5th Dist. People, Respondent
F033922 v.
S094238 David Anthony Monty et al., Appellants
Petitions for review DENIED.

5th Dist. People, Respondent
F033989 v.
S094374 Stella Hawkins, Appellant
Petition for review DENIED.

5th Dist. People, Respondent
F034007 v.
S094173 Hargie Lee Davis, Jr., Appellant
Petition for review DENIED.

5th Dist. In re Marcus V., a Person Coming Under the Juvenile Court Law
F035888 -----
S094352 Stanislaus County Community Services Agency, Respondent
v.
Brenda V., Appellant
Petition for review DENIED.

6th Dist. People, Respondent
H018628 v.
S093434 Marcus Daniel Chavarria, Appellant
Petition for review DENIED.

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| 6th Dist. H019094 S094143 | People, Respondent v. Antonio Arenas Ponce, Appellant Petition for review DENIED. |
| 6th Dist. H019112 S093452 | People, Respondent v. Elizabeth Ann Lusk, Appellant Petition for review DENIED. |
| 6th Dist. H019350 S093463 | People, Respondent v. Timothy Paul Squires, Appellant Petition for review DENIED. |
| 6th Dist. H019323 S094328 | People, Respondent v. William Dedenroth Curtis Jr., Appellant Petition for review DENIED. |
| 6th Dist. H019826 S093425 | People, Respondent v. Dean Windell Wilkins, Appellant Petition for review DENIED. |
| 6th Dist. H019937 S094529 | People, Respondent v. Brett Jay Campbell, Appellant Petition for review DENIED. |
| 6th Dist. H019966 S094241 | People, Respondent v. Donald Bone, Appellant Petition for review DENIED. |
| 6th Dist. H020032 S094081 | People, Respondent v. Robert Ortega Solis, Appellant Petition for review DENIED. |

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| 6th Dist. H020085 S094174 | People, Respondent v. Daniel Jon Bevans, Appellant Petition for review DENIED. |
| 6th Dist. H020203 S094218 | People, Respondent v. Travis Eugene Britt, Appellant Petition for review DENIED. |
| 6th Dist. H020278 S093305 | People, Respondent v. James Robert Estep, Appellant Petition for review DENIED. Mosk, J., is of the opinion the petition should be granted. |
| 6th Dist. H020487 S094314 | People, Respondent v. Charlann Alicia Geronimo, Appellant Petition for review DENIED. |
| 6th Dist. H020624 H020921 S093911 | C. Stephen Johnson, Appellant v. Howard Siegel et al., Respondents And Companion Case Petition for review DENIED. |
| 6th Dist. H020686 S094350 | People, Respondent v. Jeffrey Kelly, Appellant Petition for review DENIED. |
| 6th Dist. H020796 S094363 | People, Respondent v. Anthony Louis Paredes, Appellant Petition for review DENIED. |

6th Dist. In re Richard Z., a Person Coming Under the Juvenile Court Law
H021149 -----
S094156 People, Respondent

v.
Richard Z., Appellant
Petition for review DENIED.

6th Dist. People, Respondent
H021369 v.
S093808 Troy L. Johnson, Appellant
Petition for review DENIED.

6th Dist. 3Com Corporation et al., Petitioners
H022101 v.
S093989 Santa Clara County Superior Court, Respondent
Norman Hirsch, Real Party in Interest
Petition for review DENIED.

2nd Dist. Commercial Underwriters Insurance Co., Petitioner
B139105 v.
Div. 7 Los Angeles County Superior Court, Respondent
S093182 Gulf Underwriters Insurance Company, et al.,
Real Parties in Interest
And Four Other Cases
The Reporter of Decisions is directed not to publish in the
Official Appellate Reports the opinion in the above entitled appeal,
filed October 6, 2000, which appears at 84 Cal.App.4th 181. (Cal.
Const., art. VI, section 14; rule 976, Cal. Rules of Court.)

1st Dist. Virginia Menge, Respondent
A089133 v.
Div. 5 Sally Reed, Appellant
S093855 The request for an order directing depublication of the opinion in
the above-entitled appeal is DENIED.

1st Dist. Peter Wainwright, Petitioner
A091785 v.
Div. 1 Humboldt County Superior Court, Respondent
S093215 Nancy Sinkler, Real Party in Interest
The request for an order directing depublication of the opinion in
the above-entitled appeal is DENIED.

2nd Dist. In re the Marriage of Cherrie Ann and Lawrence Ernest Davis
B132304 -----
Div. 5 Cherrie Ann Davis, Respondent
S094295 v.
Lawrence Ernest Davis, Appellant
The request for an order directing publication of the opinion in
the above-entitled appeal is DENIED.

2nd Dist. Terry D. Roe, et al., Respondents
B133439 v.
Div. 4 Chicago Title Insurance Company, Appellant
S093069 The request for an order directing publication of the opinion in
the above-entitled appeal is DENIED.

2nd Dist. Sam Junior Wells, Petitioner
B133725 v.
Div. 2 Los Angeles County Superior Court, Respondent
S093030 People, Real Party in Interest
The request for an order directing publication of the opinion in
the above-entitled appeal is DENIED.

3rd Dist. People, Respondent
C031869 v.
S093986 Modesto Ruiz Baniqued et al., Appellants
The requests for an order directing depublishation of the opinion
in the above-entitled appeal are DENIED.

4th Dist. Darren D., a Minor, etc. et al., Appellants
D034250 v.
Div. 1 State of California, Respondent
S090082 The request for an order directing publication of the opinion in
the above-entitled appeal is DENIED.

4th Dist. Thomas J. O'Keefe, Appellant
G018844 v.
Div. 3 Mark A. Kompa, et al., Respondents
S093061 The requests for an order directing depublishation of the opinion
in the above entitled appeal are DENIED.

4th Dist. In re Renell C., a Person Coming Under the Juvenile Court Law
G027419 -----
Div. 3 Orange County Social Services Agency, Respondent
S093974 v.
 Tosha C., et al., Appellants
 The request for an order directing publication of the opinion in
 the above-entitled appeal is DENIED.

Orders were filed in the following matters extending the time within which to grant or deny a petition for review to and including the date indicated, or until review is either granted or denied:

B137492/S093718 People v. David M. Chavez – March 16, 2001.
B142982/S093722 In re David M. Chavez – March 16, 2001.
D030839/S094029 JYL Auxter v. Infinite Possibilities International, LLC, et al.
 v. Flynn, Sheridan, Tabb & Stillman et al. – March 26, 2001.
E027794/S094025 In re Donald Alan Miller – March 28, 2001.
E028058/S094031 In re Victor Martel on Habeas Corpus – March 16, 2001.
G023637/S094004 Gary Peters v. Orange County Superior Court; Leslie Horne,
 RPI; Cayer Kilstofte & Craton – March 28, 2001.
G024883/S094039 People v. Robert Gene Sinohui – March 27, 2001.
F037099/S093990 In re Billy Joe Wright on Habeas Corpus – March 26, 2001.

S088368 People, Respondent
 v.
 Susan Lee Russo, Appellant
 On application of respondent and good cause appearing, it is
 ordered that the time to serve and file respondent's answer brief on
 the merits is extended to and including March 12, 2001.

5th Dist. People, Respondent
F028945 v.
S086611 James Allen Mar, Appellant

Appellant's Application to Strike Respondent's Defective Brief and To Preclude Any Substantive References to and Inclusion of Exhibits Outside the Record, filed in this court on January 22, 2001, is granted. Respondent's Brief on the Merits, filed January 9, 2001, is ordered stricken from the files, with leave to file within 10 days a new Respondent's Brief that does not attach exhibits outside the record and that does not discuss or rely upon such exhibits in the body of the brief.

S090158 In re **David L. Ganezer** on Discipline

Petition for writ of review is denied.

It is ordered that **David L. Ganezer, State Bar No. 134337**, be suspended from the practice of law for five years and until he has shown proof satisfactory to the State Bar Court of his rehabilitation, present fitness to practice and present learning and ability in the general law in accordance with standard 1.4(c)(ii) of the Standards for Attorney Sanctions for Professional Misconduct; that execution of the five-year suspension be stayed; and that Ganezer be placed on probation for five years on condition including that he be actually suspended from the practice of law during the first two years of his probation and until he has shown proof satisfactory to the State Bar Court of his rehabilitation, present fitness to practice and present learning and ability in the general law in accordance with standard 1.4(c)(ii) of the Standards for Attorney Sanctions for Professional Misconduct. In addition, Ganezer is ordered to comply with the conditions of probation recommended by the Hearing Department of the State Bar Court in its opinion filed on June 13, 2000. Ganezer is also ordered to take and pass the Multistate Professional Responsibility Examination during the period of his actual suspension. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Ganezer is further ordered to comply with rule 955 of the California Rules of Court and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the effective date of this order.* Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and payable in accordance with Business and Professions Code section 6140.7.

*(See Bus. & Prof. Code, § 6126, subd. (c).)

S092146 In re **Richard F. Lunetta** on Discipline

Petition for writ of review is denied.

It is ordered that **Richard F. Lunetta, State Bar No. 94320**, be suspended from the practice of law for four years; that execution of the four-year suspension be stayed; and that Lunetta be placed on probation for three years on conditions including that he be actually suspended from the practice of law during the first two years of his probation and until he has shown proof satisfactory to the State Bar Court of his rehabilitation, present fitness to practice, and present learning and ability in the general law in accordance with standard 1.4(c)(ii), Standards for Attorney Sanctions for Professional Misconduct. In addition, Lunetta is ordered to comply with the conditions of probation recommended by the Review Department of the State Bar Court in its opinion filed on June 23, 2000. Lunetta is also ordered to take and pass the Multistate Professional Responsibility Examination during the period of his actual suspension. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Lunetta is further ordered to comply with rule 955 of the California Rules of Court and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the effective date of this order.* Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and payable in accordance with Business and Professions Code section 6140.7.

*(See Bus. & Prof. Code, § 6126, subd. (c).)

